



Arizona State Board of Podiatry Examiners
"Protecting the Public's Health"

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Douglas A. Ducey, Governor

OPEN SESSION MINUTES

May 9, 2018

Members of the Arizona State Board of Podiatry Examiners ("Board") held a meeting at 8:41 a.m. on Wednesday, May 9, 2018 at the Board's office in Board Room C, 1740 West Adams St., Phoenix, Arizona 85007. An executive session was not held.

BOARD MEMBERS:

- Barbara Campbell, DPM..... Board President and Practitioner Member
John Rhodes Secretary and Public Member
Barry Kaplan, DPM. Practitioner Member
Joseph Leonetti, DPM..... Practitioner Member

STAFF AND ASSISTANT ATTORNEY GENERAL PRESENT:

- Kristina C. Gomez Executive Director
Frankie Shinn-Eckberg, Esq..... Assistant Attorney General

OPEN SESSION

The meeting was called to order at 8:41 a.m. by Dr. Barbara Campbell. The following order of business was then considered:

DECLARATION OF CONFLICTS OF INTEREST – A.R.S. § 38-503

No new conflicts were declared.

ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION

Investigation File(s)

18-14-C; Burke, William, DPM

Dr. William Burke and his attorney were not present. The complainant participated by phone. Dr. Jerome Cohn was present and summarized his investigator's report. Dr. Cohn did not substantiate the issue. The extensive records provided were complete and comprehensive. The care with the cortisone shot was sufficient, and Cigna has multiple physicians and office staff available when the doctor is out of the office. The complainant made remarks about his health and his visit with the doctor.

After discussion, a motion was made by Dr. Joseph Leonetti, and seconded by Dr. Barbara Campbell and passed unanimously to dismissed the case due to no violations of Board Statutes and Rules.

The Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations, such as sign language interpreters. Requests should be made as early as possible to allow time to arrange the accommodation. This document is available in alternative format upon request.

18-08-C; Farrell, Patrick, DPM

Dr. Patrick Farrell was present along with his legal counsel, Kimberly Kent. Dr. Dedrie Polakof was present and summarized her investigator's report. Dr. Polakof concluded that the complaint is unsubstantiated. The patient testified before the Board summarizing her past and current health condition as a result of the care by Dr. Farrell. The patient underwent bunion surgery for the right foot, which resulted in four follow up surgeries. The patient now experiences constant nerve pain as a result of the surgeries. The Board was concern with Dr. Farrell's decision of not ordering CT/MRI, nerve conductions study, or consulting with a specialist.

A motion was made by Dr. Joseph Leonetti, seconded by Dr. Barry Kaplan and passed unanimously to issue a non-disciplinary consent agreement and interim order for 12-month chart review regarding all deep nerve decompression procedures. If the Board finds any issues during the monthly chart review, the Board will issue a new complaint.

The Board took a break from 10:51 a.m. to 11:08 a.m.

ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION

18-10-C; Hayman, Brad, DPM

The Board received notice on May 4, 2018 that Dr. Hayman hired legal counsel. The attorney requested an extension of the matter to prepare for the meeting, given that they were just hired. The matter will be heard at the June 13, 2018 board meeting.

Wessel, Loren, DPM

Dr. Wessel is in compliance with the agreement. The case is still ongoing in federal court.

REVIEW, DISCUSSION AND POSSIBLE ACTION ON BOARD MEETING MINUTES

Discussion and approval of the Open Session Minutes from the May 9, 2018 board meeting

A motion was made by Dr. Barry Kaplan, seconded by John Rhodes and passed unanimously to approve the Open Session Minutes from the April 11, 2018, board meeting as amended.

ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION

Issuance of Licenses – A.R.S. § 32-826

1. Baer, Brian, DPM
2. Carrington, Scott, DPM
3. Dameron, Layne, DPM
4. Haverstock, Brent, DPM
5. Jones, Drew, DPM
6. Mahmood, Sara, DPM
7. Meisenburg, Jacob, DPM
8. Rottman, Allison Marie, DPM
9. Weintrub, Brent, DPM

After review of the applications, a motion was made by Dr. Joseph Leonetti, seconded by Dr. Barry Kaplan and passed unanimously to accept the following applicants to sit for the podiatry exam. Dr. Jacob Meisenburg did not submit the two remaining documents for licensing, given that he requested to withdraw from the process.

Application(s) for Registration to Dispense Drugs/Devices – A.A.C. R4-25-602

Mahmood, Sara, DPM

Statler, Katy, DPM

After review of the applications, a motion was made by Dr. Joseph Leonetti, seconded by Dr. Barbara Campbell passed unanimously to grant the applicants a registration to dispense drugs/devices.

BOARD PRESIDENT’S REPORT

Dr. Campbell provide an update and summary regarding the Federation of Podiatric Medical Boards. Dr. Campbell interviewed for an open position and was approved to sit on the Board. There are new bylaws at the state and federal level. People can now get national boards scores I, II & III quicker. The PMLexis has a new name, it is now called APMLE. The FPMB has also made enhancements for states to share disciplinary action to strengthen public protection.

EXECUTIVE DIRECTOR’S REPORT

The Board reviewed the budget, agency operations and complaint log with Kristina C. Gomez.

Governor’s Special Legislative Session - Opioid Epidemic Act (S.B. 1001)

The Board discussed the Governor’s Special Legislative Session Opioid Epidemic Act and how it impacts podiatry. The required implementation of continuing medical education regarding opioids will impact renewal cycles. The Board does have the ability to waive the three required credit hours until the next renewal cycle.

After discussion, a motion was made by Dr. Joseph Leonetti, and seconded by Dr. Barbara Campbell and passed unanimously to waive the opioid three credit hours of CMEs until next year.

CONSENT AGENDA

Renewal Applications for Arizona Podiatric License and Dispensing Registration

14. Leonetti, William, DPM

A motion was made by Dr. Barry Kaplan, seconded by Mr. John Rhodes and passed unanimously to approve of the doctor’s renewal application and dispensing registrations, if applicable.

Dr. Joseph Leonetti declared a conflict and did not participate.

A motion was made by Dr. Barbara Campbell, seconded by Dr. Barry Kaplan and passed unanimously to approve of the following doctors’ renewal applications and dispensing registrations, if applicable:

1. Bui, Alex, DPM
2. Charski, John, DPM
3. Chesler, Sanford, DPM
4. Chudy, Donald, DPM
5. Dancho, James, DPM
6. Fridrich, Robert, DPM
7. Friedman, Erwin, DPM
8. Heigh, Evelyn, DPM
9. Howansky, DPM
10. Huston, Erika, DPM
11. Joseph, Warren, DPM
12. Klebe, Lester, DPM
13. Kroleski, Janna, DPM
14. Leonetti, William, DPM* (*Dr. Joseph Leonetti conflicted*)
15. Lerner, Amanda, DPM

- 16. Levin, Bruce, DPM
- 17. Marin, John, DPM
- 18. Montes, Eduardo, DPM
- 19. Nguyen, Vu, DPM

- 20. Peters, Mary, DPM
- 21. Shih, Alan, DPM
- 22. Shumway, Don, DPM
- 23. Taxier, Wesley, DPM

SUMMARY OF CURRENT EVENTS

None were discussed.

CALL TO THE PUBLIC

No one was present from the public.

DISCUSSION AND POSSIBLE ACTION ITEMS TO BE PLACED ON FUTURE MEETING AGENDAS

None were discussed.

NEXT BOARD MEETING DATE

Wednesday, July 11, 2018 at 8:30 a.m.

ADJOURNMENT

A motion was made by Dr. Barbara Campbell, seconded by Mr. John Rhodes and passed unanimously to adjourn at 11:38 a.m.